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AVIATION

Preclearance

Aeronautics
Com. #2/1/#2

Agreement Between the
UNITED STATES OF AMERICA
and CANADA

Effected by Exchange of Notes
Signed at Ottawa August 23 and
October 15, 1979

NOTE BY THE DEPARTMENT OF STATE

Pursuant to Public Law 89–497, approved July 8, 1966 (80 Stat. 271; 1 U.S.C. 113)—

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CANADA

Aviation: Preclearance

Agreement effected by exchange of notes
Signed at Ottawa August 23 and October 15, 1979;
Entered into force October 15, 1979.

The American Ambassador to the Canadian Secretary of State for External Affairs

EMBASSY OF THE
UNITED STATES OF AMERICA

No. 229 Ottawa, August 23, 1979.

Madam:

I have the honor to refer to the Agreement of May 8, 1974[1] between the Government of the United States of America and the Government of Canada on Air Transport Preclearance, and to discussions between representatives of our two Governments concerning the establishment of United States preclearance at Edmonton.

The United States proposes that preclearance operations, subject to the provisions of the Preclearance Agreement of May 8, 1974, be extended to Edmonton. The United States recognizes the desires of the Canadian Government and of the airlines for commencement of preclearance operations at Edmonton as soon as possible, and agrees to commence such operations during October 1979, provided the interim one-stop facility agreed to in previous discussions is completed by that time.

The United States Government notes that the proposed one-stop preclearance facility at Edmonton is considered by all parties involved to be an interim, or temporary

The Honorable
Flora MacDonald,
Secretary of State
for External Affairs,
Ottawa.

[1] TIAS 7825; 25 UST 763.

facility, and looks forward to the completion of the Edmonton International Air Terminal Building Development Program. The United States further notes the assurances it has received from officials of the Canadian Government that the project schedule of this program calls for completion of the air terminal building which will house the preclearance facility on or about July 15, 1981, at which time a permanent one-stop preclearance facility will be available for the United States inspection agencies.

The United States further notes that in anticipation of the completion of the permanent facility, the United States inspection agencies are prepared to staff the interim facility while recognizing that it has certain limitations, particularly with respect to processing capacity. The maximum processing capacity of the interim facility is 200 passengers per hour. The United States inspection agencies note that if this capacity is exceeded, they will be unable to perform adequate inspections without causing flight delays.

If the foregoing is acceptable to the Government of Canada, I have the honor to propose that this Note and your reply shall constitute an Agreement between our two Governments for the establishment of United States preclearance operations at Edmonton in accordance with Article II (b) of the Agreement on Air Transport Preclearance of May 8, 1974, which shall enter into force on the date of your reply.

Accept, Madam, the renewed assurances of my highest consideration.

Thomas O. Enders 08/25/[1]

[1] Thomas O. Enders.

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The Canadian Secretary of State for External Affairs to the American Ambassador

Department of External Affairs — Ministère des Affaires extérieures

Canada

October 15, 1979

No. EBS-2778

Excellency,

I have the honour to refer to your predecessor's Note No. 229 of August 23, 1979 proposing the establishment at Edmonton airport of United States preclearance facilities.

I have the honour to inform you that the proposals outlined in your predecessor's Note are acceptable to the Government of Canada and to confirm that that Note and this reply, which is authentic in English and French, shall constitute an Agreement between our two Governments for the establishment of United States preclearance operations at Edmonton, in accordance with Article II(b) of the Agreement on Air Transport Preclearance of May 8, 1974, which shall enter into force on the date of this reply.

Accept, Excellency, the renewed assurances of my highest consideration.

Flora MacDonald [1]

Secretary of State for External Affairs

His Excellency Kenneth M. Curtis
Ambassador of the United States of America
Ottawa

[1] Flora MacDonald.

French Text of the Canadian Note

Department of External Affairs — Ministère des Affaires extérieures

Canada

le 15 octobre 1979

No. EBS-2778

Excellence,

J'ai l'honneur de me référer à la Note No. 229 de votre prédécesseur, en date du 23 août 1979, proposant l'établissement, à l'aéroport d'Edmonton, d'installations de prédédouanement pour les Etats Unis.

J'ai l'honneur de vous informer que les propositions énoncées dans la Note de votre prédécesseur agréent au Gouvernement du Canada, et de confirmer que cette Note et la présente réponse, dont les versions anglaise et française font également foi, constituent un Accord entre nos deux gouvernements prévoyant l'établissement d'un poste de prédédouanement pour les Etats Unis à l'aéroport d'Edmonton, conformément à l'article II(b) de l'Accord relatif au prédédouanement dans le domaine du transport aérien du 8 mai 1974, qui entre en vigeur à compter de la date de ce jour.

Veuillez agréer, Excellence, les assurances renouvelées de ma très haute considération.

Jean MacDonald

Le Secrétaire d'Etat aux
Affaires extérieures

Son Excellence Kenneth M. Curtis
Ambassadeur des Etats Unis d'Amerique
Ottawa

U.S. GOVERNMENT PRINTING OFFICE : 1980 O-68-029